



Comptroller General
of the United States

Washington, D.C. 20548

Decision

Matter of: L. Washington & Associates, Inc.--Second Reconsideration

File: B-260016.6

Date: March 24, 1995

DECISION

L. Washington & Associates, Inc. requests a second reconsideration of our February 2, 1995, dismissal of its protest of solicitation No. 94-MA-03 issued by the Internal Revenue Service, Department of the Treasury. We dismissed L. Washington's protest of its proposal's exclusion from the competitive range as untimely filed. On reconsideration, L. Washington asserted that it was not protesting its proposal's exclusion from the competitive range but that another offeror was allowed to extend its offer. We denied that request for reconsideration on that basis that the protester was, and is, not an interested party to raise this issue. L. Washington now requests a second reconsideration stating that the other offeror was allowed to extend its offers prior to L. Washington's exclusion and that L. Washington should have been afforded that same opportunity.

The second request for reconsideration is denied because the request provides no basis for reconsidering our prior decision. Under our Bid Protest Regulations, to obtain reconsideration the requesting party must show that our prior decision may contain either errors of fact or law or present information not previously considered that warrants reversal or modification of our decision. 4 C.F.R. § 21.12(a). Mere disagreement with our decision do not meet this standard. R.E. Scherrer, Inc. --Recon., B-231101.3, Sept. 21, 1988, 88-2 CPD ¶ 274.

In this regard, we have already concluded that L. Washington's protest of its exclusion was untimely filed and that it was not an interested party eligible to maintain a protest of the agency's decision to allow another offeror to extend its offer. The timing of the extension, whether before or after L. Washington's exclusion from the competitive range, is not material to our determination that L. Washington is not an interested party.

The request for reconsideration is denied.

Michael R. Golden

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Acting Associate General Counsel